IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Original Jurisdiction

Dated: Nainital the 20th day of October ,2002

Criminal Misc. Bail Application Number 1119of 2002

Order on the Bail Application

CRIMINAL SIDE

(1)Lalit Singh Thapa son of Sri Joga Singh Thapa, (2) Sunil Singh Thapa son of Sri Devendra Singh, both residents of village Batholi, Patti Kharkdoli, Tehsil and District Pithoragarh and (3) Kishan Singh son of Sri Amar Singh, resident of village Dole, Patti Kharkdoli, Patti Kharkdoli, Tehsil and District Pithoragarh

.....Applicant(s)

Versus

State of Uttaranchal. .....Opposite Party

Arising out of- Case crime no.1 of 2002,
Under sections 302/201/120-B of I.P.C.,
Patti Kharkdoli,
District Pithoragarh

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant and the learned Additional Government Advocate.

There is allegation of conspiracy in the murder of Prakash Gurang and applicants-Government Advocate.

There is allegation of conspiracy in the murder of Prakash Gurang and applicants-accused are also said to be the conspirators in the crime. The applications of the two co-accused have been rejected by the Court earlier and from the material on record no distinction could be made regarding the role assigned to the applicants-accused and those accused whose bail applications have been rejected by the Court. It is a murder case. Considering this, in my opinion it is not a fit case for bail.

Rejected.

(Irshad Hussain, J.)

20.11.2002./B.